

Docket No.
CRWB500280**Declaration and Power of Attorney For Patent Application****English Language Declaration**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

FOLD OUT SEAT ASSEMBLY

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on _____ as United States Application No. or PCT International Application Number _____ and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

10/125,706 _____ (Application Serial No.)	April 18, 2002 _____ (Filing Date)	Allowed _____ (Status) (patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Attorneys associated with Customer No. 829289

Send Correspondence to:

Olive & Olive, P.A.

PO Box 2849

Durham, NC 27702-2849

Direct Telephone Calls to: (name and telephone number)

D. B. Olive, 919/682-5514

Full name of sole or first inventor David A. Noss	<i>David A. Noss</i>	11-14-03
Sole or first inventor's signature		Date
Residence Winterville, North Carolina		
Citizenship US		
Post Office Address 713 Corbett Street		
Winterville, North Carolina 28590		

Full name of second inventor, if any Dwight K. Smith	<i>Dwight K. Smith</i>	11/14/03
Second inventor's signature		Date
Residence Greenville, North Carolina		
Citizenship USA		
Post Office Address 3904 Southampton Court		
Greenville, North Carolina 27634		

UNITED STATES
PATENT AND
★ TRADEMARK OFFICE

JUNE 27, 2002

OLIVE & OLIVE, P.A.
B.B. OLIVE
P.O. BOX 2049
500 MEMORIAL STREET
DURHAM, NC 27702

PTAS

Chief Information Officer
Washington, DC 20231
www.uspto.gov



102072913A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/18/2002

REEL/FRAME: 012832/0552
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
NEESE, DAVID A.

DOC DATE: 04/16/2002

ASSIGNOR:
SMITH, DREXEL K.

DOC DATE: 04/16/2002

ASSIGNOR:
THE EAST GROUP, P.A.

DOC DATE: 04/16/2002

ASSIGNEE:
GRADY-WHITE BOATS, INC.
5121 GREENVILLE BOULEVARD NE
GREENVILLE, NORTH CAROLINA 27834

SERIAL NUMBER: 10125706
PATENT NUMBER:

FILING DATE: 04/18/2002
ISSUE DATE:

Original To: *file*
Copy To: *SFO/BO/AO*
File No: *GRWB5001*
Serial To: *ADJTB*

RECEIVED

JUL 03 2002

OLIVE & OLIVE
Attorneys at Law

B2/0552 PAGE 2

SHARON LATIMER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

04-30-2002



102072913

Docket No.: GRWB5001BO

SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Y

Tab settings → → → ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

David A. Neese
Drexel K. Smith
The East Group, P.A.

04/18/02

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: April 16, 2002

2. Name and address of receiving party(ies):

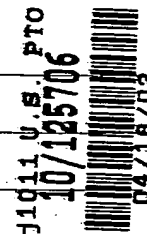
Name: Grady-White Boats, Inc.

Internal Address: _____

Street Address: 5121 Greenville Boulevard NE

City: Greenville State: NC ZIP: 27834

Additional name(s) & address(es) attached? ☐ Yes ☒ No



4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: April 16, 2002

A. Patent Application No.(s)

B. Patent No.(s)

04/22/2002 KZWDIE 00000029 10125706

01 FC:581

40.00 DP

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: B. B. Olive

Internal Address: _____

Olive & Olive, P.A.

P.O. Box 2049

Street Address: 500 Memorial Street

City: Durham State: NC ZIP: 27702

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41):.....\$ 40.00

- ☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account
☐ Authorized to be charged to deposit account

8. Deposit account number:

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

B. B. Olive

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document:

5

04-30-2002

Dock No.: GRWB5001BO

SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office



Y

Tab settings

102072913

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

David A. Neese
Drexel K. Smith
The East Group, P.A.

04/18/02

Additional names(s) of conveying party(ies) ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: April 16, 2002

2. Name and address of receiving party(ies):

Name: Grady-White Boats, Inc.

Internal Address:

Street Address: 5121 Greenville Boulevard NE

City: Greenville State: NC ZIP: 27834

Additional name(s) & address(es) attached? ☐ Yes ☒ No

11011 U.S. PRO
10/125706
04/18/02

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: April 16, 2002

A. Patent Application No.(s)

04/22/2002 KZEWDIE 00000029 10125706

01 FC:581

40.00 OP

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: B. B. Olive

Internal Address:

Olive & Olive, P.A.

P.O. Box 2049

Street Address: 500 Memorial Street

City: Durham State: NC ZIP: 27702

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41): \$ 40.00

- ☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account
☐ Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

B. B. Olive

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document:

5

ASSIGNMENT

WHEREAS, We, David A. Neese and Drexel K. Smith, have made an invention entitled "Fold Out Boat Seat" (hereinafter the "Invention") described in an application (hereinafter the Application) executed by us and about to be filed in the United States Patent and Trademark Office;

WHEREAS, Grady-White Boats, Inc., a corporation duly organized and existing under the laws of the State of North Carolina, and having a place of business at 5121 Greenville Boulevard NE, Greenville, North Carolina 27834, for the benefit of itself, its successors and assigns, (hereinafter the Assignee), is desirous of acquiring the entire right, title and interest in and to the invention, all inventions disclosed in the application (hereinafter the Invention), the Application, and any and all Letters Patent of the United States and of all other countries including any divisional, continuation, continuation-in-part, extension, reexamination, renewal and reissue thereof which may be granted for the Invention (hereinafter the Patents);

WHEREAS, David A. Neese made the invention pursuant to his employment contract with the aforesaid Grady White Boats, Inc.;

WHEREAS, Drexel K. Smith made the invention pursuant to his employment contract with The East Group, P.A., a Professional Association duly organized and existing under the laws of the State of North Carolina and having a place of business at 324 South Evans Street, Greenville, North Carolina 27834;

WHEREAS, The East Group, P.A. made the invention pursuant to a contract between itself and the Assignee;

NOW THEREFORE, pursuant to mutual agreement by and between David A. Neese, Drexel K. Smith, Grady White Boats, Inc. and The East Group, P.A.:

- (i) I, David A. Neese, an employee of Grady White Boats, Inc., for good and valuable consideration to me paid by the Assignee, the receipt of which is hereby acknowledged, hereby sell, assign and transfer to the Assignee my entire right, title and interest in and to the Invention, the Application and the Patents;
- (ii) I, Drexel K. Smith, an employee of The East Group, P.A., for good and valuable consideration paid to me by The East Group, P.A. the receipt of which is hereby acknowledged, hereby sell, assign and transfer to The East Group, P.A. my entire right, title and interest in and to the Invention, the Application and the Patents; and
- (iii) We, The East Group, P.A. for good and valuable consideration paid to us by Assignee the receipt of which is hereby acknowledged, do hereby sell, assign and transfer to the Assignee our entire right, title and interest in and to the Invention, the Application and the Patents;

TO HAVE, HOLD AND ENJOY the Invention, the Application and the Patents assigned hereby to the Assignee for its own use and benefit to the end of the term or terms for which the Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by us had the foregoing assignments not been made.

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States and the appropriate officers of all foreign patent offices to issue the Patents to the Assignee in accordance with the terms of this instrument.

AND WE, DAVID A. NEESE, DREXEL K. SMITH AND THE EAST GROUP, P.A. EACH HEREBY further agree to execute and sign without further consideration any other legal document, assignment and any divisional, continuation, continuation-in-part, extension, reexamination, renewal, reissue, or other application in and for all patents that may be deemed appropriate and necessary by the Assignee fully to secure to the Assignee its interests as aforesaid in the Invention, the Application and the Patents.

AND WE, DAVID A. NEESE, DREXEL K. SMITH AND THE EAST GROUP, P.A. each further covenant and agree that we will at any time upon request communicate to the Assignee or its legal representative, any facts known to us relating to the Invention, the Application and the Patents and will testify truthfully as to the same in any interference, litigation or any other proceeding related thereto when requested to do so.

AND WE DAVID A. NEESE, DREXEL K. SMITH AND THE EAST GROUP, P.A. do hereby covenant for ourselves and our legal representatives that we have not assigned or granted any license to make, use or sell the Invention and that we will not purport to assign, license or execute any instrument to that effect in conflict with those assignments set forth above.

IN WITNESS WHEREOF, we David A. Neese and Drexel K. Smith have each executed our respective assignment set forth above and have hereunto set our respective hands and seal on the date set forth below and we, The East Group, P.A. have executed our assignment set forth above and have executed our assignment and applied our hand and seal on the date set forth above through our duly authorized President, Drexel K. Smith.

4-16-2002
Date


Signature of Assignor David A. Neese

4-16-2002
Date


Signature of Assignor Drexel K. Smith

STATE OF NORTH CAROLINA

COUNTY OF FITT

)
) ss
)

Then personally appeared before me the above-named David A. Neese this 16th day of April, 2002, to me personally known and known by me to be the persons named and who executed the foregoing instrument and acknowledged the same to be that person's free act and deed.

Jessie L. Ashley
Notary Public

2/9/2007
My commission expires

STATE OF NORTH CAROLINA

COUNTY OF LENOIR

)
) ss
)

Then personally appeared before me the above-named Drexel K. Smith, this 16th day of April, 2002, to me personally known and known by me to be the persons named and who executed the foregoing instrument and acknowledged the same to be that person's free act and deed.

Judith A. Cummings
Notary Public

07-06-05
My commission expires

The East Group, P.A.

By: _____

Drexel K. Smith, ~~President~~ - C.E.O.

4/16/02

STATE OF NORTH CAROLINA

)

) ss

COUNTY OF *LENOIR*

)

I, Judith S. Cummings, a Notary Public for said County and State, do hereby certify that Drexel K. Smith personally came before me this day and acknowledged that he is ~~President~~ C.E.O. The East Group, P.A. and acknowledged, on behalf of The East Group, P.A., the due execution of the foregoing instrument. *4/16/02*

Witness my hand and official seal, this the 16th day of April, 2002.

Judith S. Cummings
Notary Public

07-06-05

My commission expires